

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

PHILLIP A. MARLOW,

Petitioner,

v.

SCOTT FRAKES,

Respondent.

CASE NO. C10-5085BHS

MINUTE ORDER

NOW, on this 29<sup>th</sup> day of March, 2010, the Court directs the Clerk to enter the following Minute Order:

On February 24, 2010, the Honorable Karen L. Strombom filed a Report and Recommendation and recommended that the Court deny Petitioner's Motion for Leave to Proceed *in forma pauperis*. Dkt. 3. On March 3, 2010, Petitioner responded and stated that he would pay the filing fee of \$5.00. Dkt. 4. On March 23, 2010, the Court received payment from Petitioner. Therefore, the Court denies the Report and Recommendation as moot.

The foregoing Minute Order was authorized by the Honorable BENJAMIN H. SETTLE, United States District Judge.

/s/ Trish Graham  
Trish Graham  
Judicial Assistant

MINUTE ORDER